

07/07/03 17648 U.S. PTO

BARRY R. LIPSITZ  
DOUGLAS M. McALLISTER

LAW OFFICES  
BARRY R. LIPSITZ  
BRADFORD GREEN, BUILDING 8  
755 MAIN STREET  
MONROE, CONNECTICUT 06468  
PATENTS, TRADEMARKS, COPYRIGHTS

TELEPHONE: (203)459-0200  
FACSIMILE: (203)459-0201

17538 U.S. PTO  
10/615311  
07/07/03

**MAIL STOP PATENT APPLICATION**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**UTILITY PATENT APPLICATION TRANSMITTAL**  
**FILED UNDER 37 C.F.R. §1.53(b)**

Sir:

Transmitted herewith for filing is the patent application of:

Inventor(s): **Timo KLEINWAECHTER**

Title: **SURGICAL SAW BLADE**

**APPLICATION ELEMENTS:**

- (1) ☒ Patent Application Specification, including Abstract and claims - 18 pages  
(2) ☒ Three (3) sheets of formal drawings, together with transmittal letter  
(3) ☒ A check in the amount of \$916 to cover the ☒ filing fee (\$876.00 ) and/or ☒ Assignment Recordal Fee (\$40) is enclosed.
- ☐ Before calculating the fee, cancel claim(s)  
☐ Before calculating the fee, see copy of Preliminary Amendment filed in parent application \_\_\_\_\_ (attached hereto.)

Basic Fee							\$	750.00
Multiple Dependent Claims (\$260.)								
Foreign Language Surcharge (\$130.)								
	For	No. Filed	-	No. Extra		Rate		
EXTRA	Total Claims	27	20	7	x	\$18.	=	\$ 126.00
CLAIMS	Independent Claims	1	3	0	x	\$84.	=	\$ 0.00
TOTAL FILING FEE							=	\$ 876.00

- ☒ The Commissioner is hereby authorized to charge any deficiency in the payment of the required fee(s) or credit any overpayment to Deposit Account No. 50-0625.

**Mail Stop Patent Application**  
**Commissioner for Patents**  
**Page 2 of 3**

- (4) ☒ Declaration and Power of Attorney form -- 2 pages
- a. ☒ Newly executed
- b. ☐ Copy from a prior application
- c. ☐ Deletion of inventor(s) – signed statement attached deleting inventor(s) named in the prior application.
- (5) ☐ Small Entity Status

**ACCOMPANYING APPLICATION PARTS:**

- (6) [X] Assignment document
- a. [X] Newly executed (with \$40.00 recordal fee) and separate transmittal Form PTO-1595
- b. [ ] Copy from a prior application
- c. [X] Please include assignee information when this application is published
- Assignee: AESCULAP AG & Co. KG**  
**Am Aesculap-Platz**  
**78532 Tuttlingen**  
**Germany**
- (7) [ ] Preliminary Amendment
- (8) [ ] Certified Copy of Priority Document, together with separate transmittal letter
- (9) [ ] Information Disclosure Statement, together with PTO Form 1449 and copies of cited references
- (10) [X] Return receipt postage prepaid postcard
- (11) [X] Express Mail Certificate (Mailing Label No. EV132074722 US)
- (12) [X] Application Data Sheet
- (13) [ ] Other:
- a. [ ]

**Mail Stop Patent Application**  
**Commissioner for Patents**  
**Page 3 of 3**

- (14) [ ] If a **CONTINUING APPLICATION**, check appropriate box, and supply the requisite information below:

☐ Continuation    ☐ Divisional    ☐ Continuation-in-part (CIP)  
of prior application no.:  
Prior application information:  
Examiner: \_\_\_\_\_ Group/Art Unit: \_\_\_\_\_  
Status: \_\_\_\_\_

FOR CONTINUATION or DIVISIONAL APPLICATIONS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under paragraph 4(b) above, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

- (15) [ ] Please amend the specification by inserting before the first line the sentence:

- (16) [X] This application claims the benefit of German Patent Application No. 102 31 393.8 filed on July 8, 2002.

- (17) [X] Correspondence address:  
**Barry R. Lipsitz**  
**Law Offices of Barry R. Lipsitz**  
**755 Main Street, Building 8**  
**Monroe, CT 06468**  
**Telephone: (203) 459-0200**

Respectfully submitted,



Barry R. Lipsitz  
Attorney for Applicant(s)  
Registration No. 28,637  
755 Main Street  
Monroe, CT 06468  
(203) 459-0200

**ATTORNEY DOCKET NO.: HOE-764**  
**Date: July 7, 2003**

P A T E N T

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Timo Kleinwaechter

Application No.:

Filed: Herewith

For: **SURGICAL SAW BLADE**

**DRAWING REVIEW BRANCH**

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

**CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as Express Mail (No. EV132074722 US) addressed to MAIL STOP PATENT APPLICATION, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on July 7, 2003.

By: 

Carol Prentice

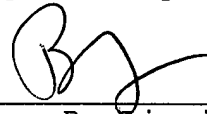
**TRANSMITTAL OF FORMAL DRAWINGS**

Dear Sir:

Enclosed are three (3) sheets of formal drawings for filing in the above-referenced patent application.

Please advise the undersigned attorney if correction is necessary.

Respectfully submitted,



Barry R. Lipsitz

Attorney for Applicant(s)

Registration No. 28,637

755 Main Street, Building 8

Monroe, CT 06468

(203) 459-0200

Date: July 7, 2003

**ATTORNEY DOCKET NO.: HOE-764**

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: )  
Timo Kleinwaechter )  
Application No.: )  
Filed: Herewith )  
For: **SURGICAL SAW BLADE** )

**MAIL STOP PATENT APPLICATION**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**EXPRESS MAIL CERTIFICATE**

"Express Mail" mailing label number: EV132074722 US  
Date of Deposit: July 7, 2003

I hereby certify that the attached:

- ☒ Check in the amount of \$916 (Filing fee (\$876) and recordal fee (\$40));
- ☒ Return receipt postage prepaid postcard;
- ☒ Transmittal letter for new patent application;
- ☒ Application Data Sheet;
- ☒ Patent Application Specification, including Abstract and Claims (18 pages);
- ☒ Three (3) sheets of formal drawings, together with transmittal letter;
- ☒ Declaration and Power of Attorney form;
- ☒ Assignment, together with Form PTO-1595.

are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. 1.10 on the date indicated above and is addressed to: **MAIL STOP PATENT APPLICATION, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

Carol Prentice  
(Typed or printed name of person mailing paper or fee)

Carol Prentice  
(Signature of person mailing paper or fee)

Respectfully submitted,

Date: **July 7, 2003**  
ATTORNEY DOCKET NO.: **HOE-764**

Barry R. Lipsitz  
Barry R. Lipsitz  
Attorney for Applicant(s)  
Registration No. 28,637  
755 Main Street  
Monroe, CT 06468  
(203) 459-0200